

Date Received: \_\_\_\_\_

\*\*\* FOR OFFICIAL CITY OF PHARR USE ONLY \*\*\*

Received By: \_\_\_\_\_

- \$50.00 Application Fee     Application     Tax Certificate     Copy of Driver's License     MFV Responsibilities     CF Manager / Food Handler
- CPF Permission for Use     Jurisdiction Food Establishment     Itinerary Sheet     Restroom Agreement     Fixed Establishment Agreement
- Minimum of \$50,000 General Liability Insurance     Vehicle Liability Insurance     Photo of Mobile Food Truck     Photo of attached signage



# Pharr

Building & Code Compliance



## Mobile Food Vendor Permit Application

**PLEASE PRINT OR TYPE – INCOMPLETE APPLICATIONS WILL NOT BE PROCESSED**

This application packet must be filled out completely and turned in with a copy of proof of Texas sales and use tax permit and copy of current and valid identification card for owner and any applicable responsible parties. Application for a permit to operate does not guarantee that a permit will be granted. Permit approval is based upon the establishment or mobile food unit's compliance with state and local health requirements. **MOBILE UNITS MUST BE PRESENT TO ISSUE PERMIT.** The application fee is non-refundable. **PERMITS ARE NON-TRANSFERABLE.**

The price associated with the Mobile Food Vendor Permit will be \$50.00 for application and inspection and \$100.00 for Mobile Food Vendor Permit. A permit will be issued upon completion of application, payment of annual permit fee and approval of the construction and sanitation of the unit. Trucks and Concession Trailers must be inspected and permitted within 30 days prior to expiration each year. Drivers must present a valid Texas Driver's License and proof of valid vehicle liability insurance in order to be issued a mobile food vendor permit. For additional information on application deadlines and inspections contact the Health Division at 956-402-2633.

Mobile Vending Unit Business Name: \_\_\_\_\_

Types of Food to be offered: \_\_\_\_\_

Business Owner: \_\_\_\_\_ D.O.B. \_\_\_\_\_ Driver's License #: \_\_\_\_\_

Email: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Type of Mobile Vending Permit:     Mobile Food Truck     Concession Trailer     HUB Food Park: \$300.00 per month

Vehicle Make: \_\_\_\_\_ Model: \_\_\_\_\_ Year: \_\_\_\_\_

Color: \_\_\_\_\_ License Plate #: \_\_\_\_\_ State: \_\_\_\_\_ VIN#: \_\_\_\_\_

Height: \_\_\_\_\_ Width: \_\_\_\_\_ Length: \_\_\_\_\_

Power Supply: \_\_\_\_\_ Water Supply: \_\_\_\_\_

Name of Central Preparation Facility (CPF) or Food Establishment: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

CPF or Food Establishment Owner: \_\_\_\_\_

Email: \_\_\_\_\_ Phone: (\_\_\_\_) \_\_\_\_\_

I hereby certify that the information provided above is true and correct to the best of my knowledge. By signing this application, I hereby grant the City of Pharr authorization to do the background and information check(s) necessary to process this application. I also hereby grant employees of the City of Pharr to enter the premises and conduct any inspections necessary to process this application. Alterations, changes or deviations from the plans authorized by this permit are unlawful without written authorization. The applicant hereby agrees to comply with all City Ordinances, Code, Subdivision Regulations, Restrictions, Local, State and Federal Laws and assumes all responsibility for such compliance. I understand that the City of Pharr does not enforce any private restriction, covenant rule, or regulation that may be imposed. If permit becomes invalid for any reason no refunds will be issued.

The mobile food operation must submit all required documents, pass all physical inspections, provide fee payments and hold a permit decal to legally operate. Permit expiration date is indicated on the permit decal. **Operation of a Mobile Food Vendor business without a Permit may be punishable by a fine of up to \$1,000.00 per day of operation.**

\_\_\_\_\_  
**(Business Owner Signature)**

\_\_\_\_\_  
**(Date)**

\_\_\_\_\_  
**(Business Owner Print Name)**

\_\_\_\_\_  
**(Date)**

**MOBILE FOOD VENDOR RESPONSIBILITIES**

1. **OPERATION:** All state and local rules and ordinances related to the mobile vending operation must be adhered to at all times.
2. **NO HOME PREPARED FOOD MAY BE SERVED TO THE PUBLIC.**
3. **THE USE OF EXTERNAL EQUIPMENT IS NOT ALLOWED:** All equipment MUST be contained within or on the mobile unit at all times and must be properly enclosed.
4. **CENTRAL PREPARATION FACILITY (CPF) OR FOOD ESTABLISHMENT USE:** Report to your central preparation facility to service your unit. No open food preparation or handling may occur at the CPF unless the mobile vending permit owner holds a separate and valid Food Establishment permit at the CPF location. A CPF Log sheet documenting all CPF visits must be maintained on the mobile vending unit at all times for review at the request of the Health Division.
5. **REFRIGERATION AND HEATING:** Unit must have adequate hot and cold food storage facilities to maintain food products at the required temperatures. Hot foods must be held at 135°F or above. Cold foods must be stored at 41°F or below.
6. **THERMOMETER:** Metal stem dial thermometers with a range of 0-220°F and accurate to +/- 2°F must be provided on mobile food units on which food is prepared in order to monitor food temperatures. Locate additional thermometers in all refrigeration/cold-hold units.
7. **LABELING:** All pre-packaged, self-service food items offered must be properly labeled in adherence with the Texas Food Establishment Rules requirements.
8. **MOBILITY:** Units must maintain a state of mobile readiness at all times. The health authority may prohibit alteration, removal, attachments, placement or change in, under, or upon the mobile food establishment that would prevent or otherwise reduce ready mobility.
9. **UTILITIES/WATER:** Permanent utilities (i.e. plumbing, gas, electrical, water) may not be attached to the unit at any time. At no time during operation is the mobile unit to be attached to a water hose or any other permanent water supply.
10. **HOLDING TANKS:** Fresh and wastewater holding tanks must be properly sized, permanently installed on the unit and equipped with a valve to empty/fill the tanks from the exterior of the unit in a manner which prevents contamination of ground surfaces or mobile unit.
11. **HOT AND COLD WATER:** Unrestricted units must maintain a safe and secure water supply. Hot and cold water must be available under pressure for immediate use to all sinks at all times of operation.
12. **HANDWASHING:** Soap, single use towels and hot water must be supplied to hand sinks at all times.
13. **CERTIFIED FOOD MANAGER / FOOD HANDLER:** Unrestricted units must post and maintain at least one (1) employee's original and valid City of Pharr Food Manager Certificate on unit at all times. All other employees must be registered as Food Handlers with the City of Pharr Health Division. A verification list of all employees Food Manager and Food Handler credentials must be submitted at time of permit renewal.

I have read and understand the items of responsibility listed above, and I agree to comply with all of the requirements. I further understand that observed violations of these requirements may result in permit suspension and/or legal charges being filed.

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**(Business Owner Signature)**


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**(Date)**


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**(Business Owner Printed Name)**


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**(Date)**



## Central Preparation Facility Permission for Use Verification Form

This form serves to verify that the owner of the Central Preparation Facility (CPF) submitted for use has granted permission to the mobile vendor to utilize the CPF. By providing approval of use for the CPF the owner/operator agrees to provide the following criteria which are required to be utilized as a CPF with the City of Pharr Mobile Food Vendor Program:

- Maintain a current and valid food establishment permit.
- Provide adequate and approved waste disposal facilities for handling waste water disposal, oil/grease disposal, trash disposal, and all other necessary waste disposal.
- Provide an approved sanitary process for providing fresh water to mobile units.
- Allow the mobile vendor to bring the unit to the establishment for servicing as needed.
- Provide sanitary food storage facilities for dry goods and items requiring temperature control.
- Allow foods to be held/stored overnight at CPF under approved sanitary conditions.
- Provide storage for equipment and supplies used by mobile vendor while not on mobile unit.

**Mobile vendors utilizing this CPF may not engage in any food preparation at the facility unless the mobile vendor holds an individual Food Establishment Permit for this location (see "O" of requirements).**

The CPF owner must provide a valid Food Manufacturer's license issued by the Texas Department of State Health Services if the CPF owner provides any potentially-hazardous-foods to a mobile vendor for sale or dispersal from the mobile unit. This criterion does not apply to mobile vendors who are employees of the CPF operating under the CPF owner's mobile vending permit.

I \_\_\_\_\_ have read and understand the items of responsibility listed above and agree to  
Central Prep Facility Owner

comply with all of the requirements. I give permission to \_\_\_\_\_ of \_\_\_\_\_  
Mobile Vending Unit Owner/Operator (Print) Mobile Vending Unit Name (Print)

to use my establishment, \_\_\_\_\_ located at \_\_\_\_\_ as a Central  
Name of Central Prep Facility Establishment and Health Permit #(Print) Address of Central Prep Facility Establishment (Print)

Preparation Facility for the mobile vending unit. I understand that any health violations of the vendor found at this establishment can be included on the health inspection for this establishment.

\_\_\_\_\_  
Signature of Central Prep Facility Owner

\_\_\_\_\_  
Date

Phone Number: \_\_\_\_\_

### Notary Verification

Before me on this day, \_\_\_\_\_, personally appeared \_\_\_\_\_, owner or responsible party of  
Date Central Prep Facility Owner or Responsible Party (Print)  
\_\_\_\_\_, known to me (or proven to me) to be the person whose name is subscribed to the above  
Name of Central Prep Facility Establishment (Print)

"Central Preparation Facility Permission for Use Verification Form".

\_\_\_\_\_  
Name of Notary Public, State of Texas (Print)

\_\_\_\_\_  
Notary's Signature

Notary Seal (ink stamp only)

My Commission Expires: \_\_\_\_\_, 20\_\_\_\_



## Certification in Jurisdiction of Food Establishment and/or Central Preparation Facility

Vendors applying for a City of Pharr Mobile Food Vendors Permit who seek to utilize a Food Establishment or Central Preparation Facility outside of the City of Pharr jurisdiction must submit this form verifying the facility's permitted status. This verification documentation must be completed by the public health authority with oversight of this facility.

The proposed food establishment listed below seeks verification from the presiding health authority that the establishment holds a valid Food Establishment Permit and meets the presiding authority's requirements to serve as a Food Establishment and/or Central Preparation Facility.

\_\_\_\_\_  
Name of Food Establishment

\_\_\_\_\_  
Permit Holder/Responsible Party of Food Establishment

\_\_\_\_\_  
Address of Food Establishment

\_\_\_\_\_  
Permit Number

\_\_\_\_\_  
Permit Expiration Date

I certify that under my jurisdiction the above establishment is currently approved to operate as a: (please check box)

**Food Establishment**

**Central Preparation Facility**

\_\_\_\_\_  
Printed Name of Health Officer/Authority

\_\_\_\_\_  
Signature of Health Officer/Authority

\_\_\_\_\_  
Jurisdiction

\_\_\_\_\_  
Date

\_\_\_\_\_  
Contact Phone Number



## Mobile Food Vendor Itinerary Sheet

All City of Pharr Mobile Food Vendors are required to submit and maintain a current itinerary sheet detailing all vending locations, hours of operation at these locations and Central Preparation Facility (CPF) service visits. If any changes are to be made regarding the itinerary on file (i.e. changes to vending locations, times, or CPF visits) then an updated itinerary must be submitted to this department prior to enactment of the changes. Failure to maintain a current and valid itinerary with this department may result in permit suspension and/or legal charges being filed.

Mobile Vending Unit Name (print): \_\_\_\_\_

Owner's Name (print): \_\_\_\_\_

Owner's Contact Phone Number: \_\_\_\_\_

Itinerary Valid From the Following Dates: \_\_\_\_\_ to \_\_\_\_\_ Page: \_\_\_\_ of \_\_\_\_

Vending Location Name & Address	Days at this Location <small>(circle all that apply)</small>	Start Time	Stop Time	Active C/O <small>(City of Pharr Only)</small>	
				<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
<b>Central Preparation Facility Service Visit</b>	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO
<b>Central Preparation Facility Service Visit</b>	Sun. Mon. Tue. Wed. Thu. Fri. Sat.	AM PM	AM PM	<input type="checkbox"/>	YES <input type="checkbox"/> NO

(Please submit additional itinerary pages if needed.)

(Business Owner Signature) \_\_\_\_\_ (Date) \_\_\_\_\_

(Business Owner Printed Name) \_\_\_\_\_ (Date) \_\_\_\_\_



## Fixed Establishment Restroom Facility Agreement

All City of Pharr mobile vendors operating at a location for duration longer than 45 minutes must provide this Restroom Facility Agreement form confirming the availability of a restroom for use within 50 feet of the vending location during the hours of operation. A valid Restroom Facility Agreement must be on file for each individual location a vendor operates longer than 45 minutes. Failure to maintain a valid and accurate Restroom Facility Agreement form may result in permit suspension and/or possible legal charges being filed against the Mobile Vending Permit holder.

Vendors utilizing a fixed establishment's restroom facilities must have this form filled out and signed and notarized by the owner of the facility intended for use. **Note: Residential restroom facilities may not be utilized for this requirement.**

### Fixed Establishment Restroom Facility Agreement

I, \_\_\_\_\_, owner/responsible party for \_\_\_\_\_

Name of Business Owner (printed)

Name of Business and Permit # of Certificate of Occupancy(printed)

located at \_\_\_\_\_, give permission to \_\_\_\_\_

Business Address (printed)

Name of Mobile Owner (printed)

of \_\_\_\_\_, to use my restroom facilities for their employees during

Signature of Mobile Vending Unit Owner

the mobile unit's hours of operation. I understand that observations of inaccessibility to my restroom facilities during the mobile vendors hours of operation.

\_\_\_\_\_  
Signature of Business Owner                      Printed Name of Business Owner                      Contact Phone Number                      Date

\_\_\_\_\_  
Signature of Mobile Vending Unit Owner                      Printed Name of Mobile Vending Unit Owner                      Date

### Notary Verification

Before me on this day, \_\_\_\_\_, personally appeared \_\_\_\_\_, owner or responsible party of

Date

Restroom Facility Owner (Print)

\_\_\_\_\_, known to me (or proven to me) to be the person whose name is subscribed to the above

Name of Restroom Facility Establishment (Print)

“Fixed Establishment Restroom Facility Agreement”.

\_\_\_\_\_  
Name of Notary Public, State of Texas (Print)

\_\_\_\_\_  
Notary's Signature

Notary Seal (ink stamp only)

My Commission Expires: \_\_\_\_\_, 20\_\_\_\_



## Fixed Establishment Agreement

All City of Pharr mobile vendors operating at a fixed establishment must provide this Fixed Establishment Agreement form confirming authorization from the business owner. A valid Fixed Establishment Agreement must be on file for each individual location a vendor operates within the City of Pharr. Failure to maintain a valid and accurate Fixed Establishment Agreement form may result in permit suspension and/or possible legal charges being filed against the Mobile Vending Permit holder.

Vendors utilizing a fixed establishment must have this form filled out and signed and notarized by the owner of the facility intended for use. **Note: Mobile Food Trucks or Concession Trailers must be more than 100 feet from an established restaurant.**

### Fixed Establishment Agreement

I, \_\_\_\_\_, owner/responsible party for \_\_\_\_\_  
Name of Business Owner (printed) Name of Business and Permit # of Certificate of Occupancy(printed)  
located at \_\_\_\_\_, give permission to \_\_\_\_\_  
Business Address (printed) Name of Mobile Owner (printed)  
of \_\_\_\_\_, to operate a mobile food truck or concession trailer from  
Signature of Mobile Vending Unit Owner  
my property only during the fixed establishment's hours of operation.

\_\_\_\_\_  
Signature of Business Owner Printed Name of Business Owner Contact Phone Number Date

\_\_\_\_\_  
Signature of Mobile Vending Unit Owner Printed Name of Mobile Vending Unit Owner Date

### Notary Verification

Before me on this day, \_\_\_\_\_, personally appeared \_\_\_\_\_, owner or responsible party of  
Date Restroom Facility Owner (Print)  
\_\_\_\_\_, known to me (or proven to me) to be the person whose name is subscribed to the above  
Name of Restroom Facility Establishment (Print)  
"Fixed Establishment Restroom Facility Agreement".

\_\_\_\_\_  
Name of Notary Public, State of Texas (Print)

\_\_\_\_\_  
Notary's Signature

\_\_\_\_\_  
Notary Seal (ink stamp only)

My Commission Expires: \_\_\_\_\_, 20\_\_\_\_



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**MOBILE FOOD TRUCKS  
&  
CONCESSION TRAILERS**

Mobile Food Truck is defined as a self-contained food service operation, located in a readily movable motorized wheeled vehicle, used to store, prepare, display or serve food intended for individual portion service.

Concession Trailer is defined by which is pulled by a motorized unit and has no power to move on its own which is used to store, prepare, display or serve food intended for individual portion service.

**DESIGN REQUIREMENTS**

- (A) Floors of the food truck or concession trailer must be durable non-absorbent, easily cleanable material, including, but not limited to, anodized aluminum, stainless steel, or tile. All junctures must be properly sealed. All service lines and pipes must be installed off the floor to allow for easy cleaning.
- (B) Walls must be durable, easily cleanable, non-absorbent and light in color. Minimum wall materials include, but are not limited to aluminum or fiberglass reinforced plastic (FRP). Walls at vent hood and grill areas must be covered with stainless steel or aluminum panels. Wall covering must be installed to cover the entire height of each wall. Stud and utility lines may not be unnecessarily exposed on the wall or prevent cleaning.
- (C) Ceilings must be light in color, non-absorbent, and easily cleanable. Joints and rafters may not be exposed.
- (D) The cab of the vehicle must be physically separated from the food preparation area, with seats designated for the cook and any passengers located outside of the food preparation area.
- (E) An extinguishing vent hood, Type 1 or other if approved by the City of Pharr Fire Marshal, shall be required when cooking process produces grease laden particles within the Mobile Unit. Said hood shall require testing in the presence of a City of Pharr Fire Marshal designee.
- (F) Hand washing lavatories shall be located convenient to all food preparation and utensil washing areas. Each lavatory must be provided with hot and cold water under pressure with at least 15 seconds flow of water without reactivation. Soap and sanitary towels must be available at each hand sink.
- (G) Liquid waste connection is of different size than water connection. Potable water inlet is equipped with transition connections of type and size to prevent its use for other service.
- (H) The potable water tank must be permanently installed and of sufficient capacity for food preparation, dishwashing and general cleaning.



- (I) The retention tank must be permanently installed and of at least 15% larger capacity than the potable water supply tank. Potable water tanks must be located to prevent contamination from the wastewater retention tank or other sources of contamination.
- (J) A three (3) compartment sink with a minimum of 110° degree water shall be provided for washing, rinsing, and sanitizing of utensils and equipment during food preparation on the vehicle. The sinks must be provided with hot and cold water under pressure and be equipped with drain boards. Large equipment and utensils may be washed in the three compartment sink provided at the commissary. A minimum of 6 gallons of hot water or on demand water heater is required.
- (K) Enough refrigeration and hot food holding units must be provided to maintain the required temperature of potentially hazardous foods. Units should meet standards for commercial use such as NSF and UL standards or equivalent. Numerically scaled thermometers must be provided for each unit. Ice used for drinks located in a drink holding well must be drained into a liquid waste retention tank to be disposed of at the designated commissary. Cold hold is 41 degrees or less and Hot hold is 135 degrees or more.
- (L) Food and single service articles must be properly protected and stored at least six inches above the floor.
- (M) Adequate lighting must be provided and properly shielded.
- (N) Outer opening including pop-up vents and sunroof must be insect and rodent proof. Screens must be tight fitting and in good repair. (Duct tape is not acceptable). Service windows must be properly protected with screening of a size no larger than 16 mesh to the inch; must be tight fitting and free of breaks. The windows must be kept closed when not in service.
- (O) The vehicle must be clean, inside and out, painted, and in good condition. Only one servicing window is allowed on the curbside of the vehicle.

## **OPERATIONAL REQUIREMENTS**

The following regulations shall apply to Mobile Food Vendors within any zoning district:

- (A) Each unit shall be equipped with a portable trash receptacle, and shall be responsible for proper disposal of solid waste and waste water in the sanitation facility legally accessed by the Food Service Establishment. All disturbed areas must be cleaned following each stop at a minimum of twenty (20) feet of the sales location.
- (B) The use of mechanical loudspeakers or sound amplifiers on trucks or other moving vehicles for the purpose of advertising any show, sale or display of merchandise is prohibited. Vehicles will not be permitted with a sound generating device attached.
- (C) A five-foot (5) clear space will be maintained around the Mobile Food Vending Unit while on a public street and fifteen (15) feet within private property.
- (D) The Mobile Vending Unit will be subject to inspection upon permit application through the Department of Development Services and the Fire Marshal, and may be subject to random inspections and upon reissuance of the permit.
- (E) No sales are allowed within public park facilities.
- (F) A "No Smoking" sign must be posted next to the order window or area.

- (G) A tagged fire extinguisher type “K” shall be kept accessible as directed by the City Fire Marshal or designee.
- (H) Mobile Food Vendors shall be located on private property, within the parking area and within fifty (50) feet of an existing, permanent business operating in a building with a current certificate of occupancy.
- (I) Mobile Food Vendors shall provide the City with a copy of written permission from the property owner on an annual basis to allow the operation of a mobile vendor and to allow the mobile vendor and their customers’ access to a commercially plumbed public restroom on-site. This public restroom shall be located within 100 feet of the Mobile Food Unit.
- (J) Temporary connections to potable water are prohibited. Water shall be from an internal tank, and electricity shall be from a generator.
- (K) Mobile Food Vendors shall be setback a minimum of thirty (30) feet from a major thoroughfare if parked on private property, as identified on the City’s Thoroughfare Plan.
- (L) Mobile Food Vendors may operate only during the business hours of the primary business on the property.
- (M) A drive through is not permitted in conjunction with the Mobile Food Vendor.
- (N) No cooking may be done while the unit is in motion.
- (O) Only fast cooked food items may be prepared on the unit.
- (P) An itinerary must be provided for each truck prior to the first working day of each month. The Health Division must be advised of any changes immediately. Schedules must be accurate to within 30 minutes. A description of the food to be sold or served at each premise must accompany the itinerary.
- (Q) All operators of Mobile Food Trucks and Concession Trailers must have a current driver’s license issued by the State of Texas, proof of vehicle liability insurance and proof of general liability insurance for the business.
- (R) The person in charge must have a current Food Protection Manager Certification recognized by the Texas Department of Health. All other operators must have a current Food Handlers Permit.
- (S) Adequate hair restraints are required in the food prep area.
- (T) Eating, drinking, chewing gum or the use of any tobacco product is prohibited in the food preparation/service area.
- (U) Foods, food containers, and single service items are to be covered and stored in a way to prevent contamination.
- (V) Open, unprotected displays of foods are not allowed.
- (W) All mobile units must be returned to commissary or food establishment daily for cleaning.
- (X) The vehicle must have firm name on both sides of the vehicle in 3” letters and permit number on the front bottom right hand side window within 24 hours of the permitting inspection.
- (Y) A commissary or food establishment is required for a Mobile Food Vendor to operate in the City of Pharr.

- (Z) The vehicle must be returned to the commissary daily for servicing and loading of food products.

## **ZONING AND LOCATION RESTRICTIONS**

### **(1) Distance Regulations**

- (A) No Mobile Food Vendor shall conduct business within any single-family residential or agricultural district unless otherwise approved in writing by the Health Coordinator.
- (B) A Mobile Food Vendor may not be located within one hundred (100) feet of the primary entrance of an open and operating fixed-location Food Service Establishment.

### **(2) A Mobile Food Vendor shall not conduct sales at a Stationary Location**

- (A) For a duration exceeding five (5) hours per location per day.
- (B) For a duration exceeding ten (10) hours in any twenty-four (24) hour period.
- (C) On any driveway or fire lanes.
- (D) In congested areas where the operation impedes vehicular or pedestrian traffic.
- (E) In a designated bike lane.
- (F) Between the hours of 2:00 am and 6:00 am.
- (G) For a duration of forty-five (45) minutes on any public street. (excluding residential and agricultural areas.)
- (H) Abiding by Ordinance No. O-2010-14, during any officially sponsored event or activity, it shall be unlawful for any person, business, or other entity to allow or cause the actual or attempted entry, possession or sale of any goods within any attempted area, without authorization from the City of Pharr.

### **(3) Location Regulations**

- (A) No Mobile Food Vendor shall locate on any private property without written permission to do so and must comply if asked to leave by the property owner or City official. A copy of the written permission to operate in a specific location, signed and notarized by the private property owner, shall be kept within the Mobile Vending Unit at all times.
- (B) No person shall distribute, deposit, place, throw, scatter or cast any commercial handbill in or upon any motor vehicle without permission of the owner.
- (C) No person shall distribute, deposit, place, throw, scatter or cast any commercial handbill upon any premises if requested by the property owner or City official not to do so, or if there is placed near or at the entrance thereof a sign bearing the words "no advertisement".
- (D) No person shall sell or offer for sale any item upon any premise if requested by the property owner or City official not to do so, or if there is placed at or near the entrance thereof a sign bearing the words "no peddlers or vendors", "no trespassing", or "no solicitors".
- (E) The intent of Mobile Food Vendors is to allow for walk-up sales to pedestrians for food to go only. Vendors may not set-up tents, tables, chairs or any other displays within the selling areas.

## OFFENSES AND REGULATIONS

- (A) It shall be unlawful for any individual as the agent or employee of another regulated Mobile Food Vendor under this Section to sell edible goods in the City unless its principle or employer has received a permit under this Section.
- (B) A permit issued under this Section is not transferable.
- (C) It shall be unlawful for an individual to sell edible goods while displaying a valid permit by the City of Pharr in the name of another individual, organization, or entity.
- (D) It shall be unlawful for any individual directly or through an agent or employee to sell goods within the corporate limits of the City of Pharr after the expiration of the permit issued by the City under this Section.
- (E) It shall be unlawful for an individual directly or through an agent or employee to misrepresent on the permit affidavit any acts that are regulated under this Section.
- (F) It shall be unlawful for any individual directly or through his agents or employees to represent that the issuance of a permit by the City of Pharr constitutes City's endorsement or approval of the product for sale.
- (G) It shall be unlawful to operate a Mobile Food Vendor operation that is not in compliance with the Texas Food Establishment Rules as amended from time to time.